

23 JUN 2003



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FOURTH FLOOR
1755 JEFFERSON DAVIS HIGHWAY
ARLINGTON, VA 22202

In re Application of
HOREA BACILA, ET AL.
Application No.: 09/926,751
PCT No.: PCT/RO00/00008
Int. Filing Date: 13 April 2000
Priority Date: NA
Attorney's Docket No. 215530US2PCT
For: APPARATUS AND A METHOD FOR
SUPPLYING INFORMATION

DECISION ON
RENEWED PETITION
UNDER 37 CFR 1.47(a)

This is in response to the "SUPPLEMENTAL REQUEST FOR RECONSIDERATION AND RENEWED PETITION UNDER 37 CFR §1.47(a)" filed on 14 April 2003.

BACKGROUND

In a decision from this Office on 23 April 2003, the petition was dismissed. The decision stated that the averments of Mr. Riches were insufficient to show diligent effort to locate inventors since petitioner had resent registered letters to the last known address of the missing inventors and were having telephone directory and internet searches conducted and would report the results of these efforts as soon as they are completed in order to demonstrate Petitioner's diligence.

On 23 April 2003, petitioners filed the present renewed petition accompanied with the results of these resent letters and the searches conducted.

DISCUSSION

The declarations of Mr. Riches and Crispin Burdett are sufficient to show diligent effort to locate non-signing inventors Boboc, Ban and Spatar because petitioner resent registered letters to the last known addresses of the missing inventors and were "not called for" as to Mr. Ovidiu Ban and Mr. Mihai Spatar, while the copy of the envelope addressed to Mr. Ovidiu Ban indicated "address unknown." In addition, telephone directory and internet searches were conducted but were unsuccessful in terms of discovering any new address information about the non-signing inventors.

Accordingly, the actions enumerated by submitted declarations are sufficient to establish that the non-signing inventors could not be found or reached after diligent effort.

Petitioner has satisfied items (1), (2), (3), and (4) under 37 CFR 1.47(a), thus completing the requirements under 37 CFR 1.47(a).


CONCLUSION


The petition under 37 CFR 1.47(a) is **GRANTED**.

The Application Division and the International Division are authorized to accept the application as a 37 CFR 1.47(a) application and to mail a filing receipt. The application will be given a 35 U.S.C. 371(c) date of **01 April 2002**.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventors at their last known addresses of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.


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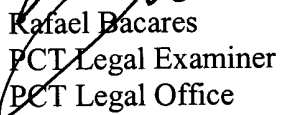
Mr. Ovidiu Ban
9 Muggerdge Close
South Croydon
Surrey
SR2 7LB

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HOREA BACILA, ET AL.
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For: APPARATUS AND A METHOD FOR
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Dear Mr. Ban:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.497(a) and (b).


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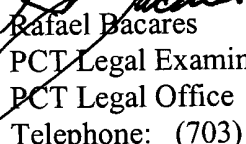
Mr. Mirela Boboc
Flat 2 Cophorn
34 Brighten Road
Caulsden, CR5 2BF,
Surrey

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Dear Mr. Boboc:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.497(a) and (b).


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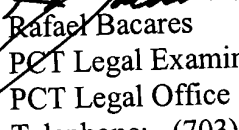
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Dear Mr. Spatar:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.497(a) and (b).


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